

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

HON. JED S. RAKOFF

-against-

MONZER AL KASSAR,
TAREQ MOUSA AL GHAZI, and
LUIS FELIPE MORENO GODOY

NOTICE OF MOTION

07 CR. 354 (JSR)

Defendants

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TAREQ MOUSA AL GHAZI NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the annexed Memorandum of Law, the undersigned, on behalf of defendant Tareq Mousa al Ghazi, will move this court, before the Honorable Jed S. Rakoff, on a date and a time to be determined by the Court, for an order granting the following relief:

- a) Dismissing the Indictment on the grounds that the Government's undercover "sting" investigation of non-U.S. citizens in foreign countries violated the defendants' right to due process under the Fifth Amendment to the U.S. Constitution;
- b) In the event the court does not dismiss the indictment, the holding of a pre-trial hearing at which the factual issues related to defendants' due process claim may be examined by the Court;
- c) Removing surplusage from the indictment; and
- d) Permitting defendant to file additional, appropriate motions and reply papers, and to join in co-counsel's motions .



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Dated: March 31, 2008

TO:

Honorable Jed S. Rakoff
Roger Stavis, Esq.
All assigned AUSAs
Tareq Mousa al Ghazi